IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.249-M of 2007

DATE OF DECISION: FEBRUARY 27, 2007

Hardip Singh

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr. Ranjan Lakhanpal, Advocate,
for the petitioner.
Mr.N.S.Gill, AAG, Punjab.
Mr.Vishal Malik, Advocate,
for Mr.Gulshan Sharma, Advocate,
for the complainant.

...

Petitioner Hardip Singh, apprehending his arrest in a non-bailable offence in case FIR No.244 dated 28.10.2006 registered under Sections 307/323/148/149 IPC at Police Station Dharamkot, District Moga, has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

While issuing notice of motion on January 8, 2007, the arrest of the petitioner was stayed subject to his joining the investigation.

I have heard the counsel for the parties and gone through the contents of the FIR.

Counsel for the petitioner contends that in the cross version case, both the parties received injuries. He further contends that initially the cross version against the petitioner was registered under Sections 323/148/149 IPC and subsequently, offence under Section 307 IPC was also added. Counsel contends that the petitioner has been attributed only simple injury and the injury falling under Section 307 IPC has been attributed to Pardeep Kumar (non-applicant).

Counsel for the petitioner further contends that in terms of the interim order dated January 8, 2007, the petitioner has joined the

investigation. This fact has not been disputed by the State counsel and he further on instructions from HC Surinder Singh states that the petitioner is no more required for further investigation.

In view of the above, the interim order dated January 8, 2007 is made absolute on the same terms and conditions.

Disposed of accordingly.

February 27, 2007 (SATISH KUMAR MITTAL)
vkg JUDGE